

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

228

2025.PHHC.149593



CRM-A-1060-MA-2015 (O&M)
Date of decision: 30.10.2025

MADAN LAL WIG

...Applicant(s)

VERSUS

TIRATH RAM

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. Gurpreet Singh Gurna, Advocate for the applicant.

VINOD S. BHARDWAJ, J. (Oral)

The present application has been preferred under Section 378(4) of the Code of Criminal Procedure, 1973 (hereinafter 'CR.P.C.') seeking grant of leave to appeal against the judgment of acquittal dated 30.04.2015 passed by the Judicial Magistrate First Class, Batala, in a case stemming from complaint bearing No.COMI/0001103/2014 filed under Sections 420, 426, 447, 403, 406, 199, 419, 200, 467, 468, 471, 506 and 120-B of the Indian Penal Code, 1860.

2. Learned counsel appearing on behalf of the applicant submits that in view of the judgment passed by the Hon'ble Supreme Court in **M/s. Celestium Financial vs. A. Gnanasekaran Etc., 2025(3) RCR (Criminal)**

208, the applicant would have a remedy before the Court of Sessions.

3. In view of the judgment rendered by the Apex Court in *Celestium Financial (supra)*, the present application seeking leave to appeal is **remanded** to the learned Sessions Judge, Gurdaspur with a direction to treat the same as an appeal filed under Section 372 of the Cr.P.C. and entrust the same to appropriate Court for its disposal on merits.

4. The Registry is directed to send the complete paper-book and the record of the case to the learned Sessions Judge, Gurdaspur forthwith.

5. Disposed of accordingly.

6. Pending miscellaneous applications, if any, also stand disposed of.

October 30, 2025.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No